



GOVERNOR'S COMMISSION ON NATIONAL & COMMUNITY SERVICE

2012
AmeriCorps Grant

REQUEST FOR GUAM STATE AND COMPETITIVE GRANT PROPOSALS

INSTRUCTIONS FOR GUAM APPLICANTS

**ALL APPLICATIONS ARE DUE:
Wednesday, March 21, 2012, no later than 5:00 p.m.**

**SERVE GUAM! COMMISSION
GUAM DEPARTMENT OF LABOR
2nd Floor, Suite 205, GCIC Building
Phone: 475-7081/ 2/ 7073
Fax: 475-7045
serveguam_rfp@dol.guam.gov**

www.dol.guam.gov

Corporation for
**NATIONAL &
COMMUNITY
SERVICE** 

Who is Serve Guam! Commission (SGC)?

Serve Guam! Commission, Governor's Commission for National & Community Service, is the Commission established on June 2, 2005, by Governor Felix P. Camacho after signing Executive Order No. 2005-22. On June 30, 2005, Governor Camacho appointed 15 commissioners to guide Guam and the Commission in community service efforts. Currently, the Commission stands at 15 commissioners who received first hand training by Board of Commission Members and Corporation approved training providers. Board of Commission Chairperson, Lagrimas (Pinki) Lujan; Vice Chairperson, Joannalyn Fullerton; SGC Program Manager, Doris Aguon; SGC Program Officer, Darrel Wilkerson, Guam Department of Labor; Director, Leah Beth Naholowaa, ASO/ Certifying Officer, Araceli Cruz.

Serve Guam! Commission (SGC) is dedicated to uniting individuals in service to their communities and achieving demonstrable results by addressing Guam's compelling community needs in the focus areas of improving lives, strengthen communities, and foster civic engagement through service and volunteering and projects that address compelling, unmet needs in the priority areas.

It is the Commission's goals to:

- Encourage our island's strong ethics of civic responsibility and rich tradition of community involvement;
- Ensure a serious role for service and volunteerism in meeting our islands Education, Clean Energy/Environment, Healthy Futures, Veterans, Opportunity, Homeland Security and Unmet Human Needs and to connect Guam residents from diverse backgrounds and experience to find solutions to problems together; and, Nurture the growth and emergence of Guam's next generation of community and professional leaders.

To meet these goals, SGC, among other duties, selects and administers AmeriCorps grants under the provisions of the National and Community Service Trust Act of 1993. Today, 202 AmeriCorps members, AmeriCorps Alums and 2 AmeriCorps*VISTA serve under the sponsorship of nonprofit, faith based and government partnerships to meet critical island needs. Since its inception, SGC and its predecessor, Guam AmeriCorps, have secured and disseminated over \$10 million in AmeriCorps funding from the federal Corporation for National and Community Service to local agencies that have created opportunities for over 1,000 AmeriCorps members to serve Guam since 1995. SGC provides AmeriCorps programs with extensive training and ongoing technical assistance to support the development of high quality AmeriCorps programs. AmeriCorps Program will work closely with Serve Guam! Commission through the Commission's program manager and program officer to ensure progress towards program objectives, meaningful service experience for AmeriCorps members, and compliance with applicable local and federal regulations.

Beyond its grant making responsibilities, SGC seeks to promote volunteerism throughout the Territory, honor those who serve our community and recognize individuals and groups who are making a difference in Guam through service activities.



2012 Request for AmeriCorps Proposals: Does AmeriCorps Fit Your Organization?

Serve Guam! Commission (SGC) will provide \$160,000 dollars of AmeriCorps funding for Community service; Guam Volunteer Center AmeriCorps program in Guam. We expect to approve this amount for PY2011-2012, for new and existing AmeriCorps programs to begin May 1, 2012, and completing April 30, 2013, for a 12-month program cycle.

The Commission encourages you to completely review this Request for Proposal instructions and information.

BRING AMERICORPS TO YOUR COMMUNITY:

Serve Guam! Commission is starting a new process of selecting local programs for submission to the Corporation for National and Community Service for AmeriCorps funding. We invite high quality community service proposals for consideration. We have condensed the most vital information regarding the structure of a successful AmeriCorps application in these instructions.

This information may help you determine if AmeriCorps members would be a valuable resource for helping you achieve your organization goals. This is meant only as an informal self-assessment tool and should not preclude any organization from reviewing the full application or from submitting a formal proposal.

WHO IS ELIGIBLE?

Nonprofit and Faith-based organizations, institutions of higher education, school districts, and territorial and local government entities are eligible to apply for AmeriCorps funds through the SGC. The commission is particularly interested in proposals from non-profits, faith-based which include academic institutions. SGC will continue its focus on programs in the Focus Areas: Education, Healthy Futures, Opportunity, Environmental Stewardship, Veterans and Disaster Services. Needs are based on the priorities included in the Serve America Act and Governor's Strategic Plan. Within these Focus Areas, the commission has created the National Performance Measures (PM) progress report in order to aggregate the results of similar programs and demonstrate the impact of AmeriCorps programs. Grant applicants proposing programs that address issues in three or more of the Focus Areas will receive priority consideration.

IS MY ORGANIZATION READY FOR AMERICORPS?

AmeriCorps programs must be administered by eligible nonprofit organizations, schools, or governments entities and must engage AmeriCorps members in full-time, and half-time time activities in the focus areas of Education, Healthy Futures, Opportunity, Environmental Stewardship, Veterans and Disaster Services.

In return for completing a Term of Service, whether full-time or part-time, an AmeriCorps member will receive an Education award. Education Award is to be used for post-secondary education or re-payment of outstanding student loans. There are also lesser terms of service for members described in the guidelines. AmeriCorps members will receive an annual living allowance (stipend); health care benefits and childcare benefits (if eligible).

LIVING ALLOWANCE AND EDUCATION AWARDS: Must complete a 12 month program year.

AmeriCorps Member	Living Allowance	Hours Required	Education Award	Total Cost Per MSY
Full Time	\$9,600	1700	\$5,550.00	\$16,000
Half Time	\$4,800	900	\$2,775.00	



HOW MANY MEMBERS CAN YOUR PROJECT SUPPORT?

AmeriCorps proposals should be designed to support a minimum of 10 full-time member-service-years (MSY) with a maximum of 20 MSY. AmeriCorps Program within your organization shall be managed by an identified full-time Program Director and Administrative staff with 100% of organizations time and commitment spent on the project. Please contact our office for further information.

WE RECOMMEND YOU BEGIN YOU'RE APPLICATION PROCESS BY ANSWERING THESE PRELIMINARY QUESTIONS, AFTER GUIDELINES HAVE BEEN THOROUGHLY READ:

- ☐ Indicate what critical unmet needs does your AmeriCorps program address? How?
- ☐ SGC/ GDOL require your organization to partner up with agencies, faith based, nonprofit, organizations to address critical needs of our island community based on your proposal. Members would be assigned to partner sites and would also need to attend service projects of the commission. Indicate at a minimum two partners with whom members would be performing service one approval of grant is made and a Memorandum of Agreement to be submitted with all parties. Indicate who are the potential community partners in collaboration with your program?
- ☐ Indicate your plan to recruit, train, retain and supervise AmeriCorps Members and community volunteers?
- ☐ Indicate how will you measure direct and demonstrated results of your program?
- ☐ Indicate what contingency plan do you have in place to address the absence of a Program Director or Administrative staff?
- ☐ Indicate your plans to ensure the Program Director allocates his/her time for 20% training and technical assistance, 10% fund raising activities and 70% service?
- ☐ Indicate duties and reporting requirements of Administrative staff?
- ☐ SGC/ GDOL requires: Recruitment of a 100% (one) Full time Program Director and (one) Full Time Administrative Staff to be at organization site to conduct business from 8:00a.m. – 5:00 p.m., during the hours of the commission.
- ☐ SGC/ GDOL requires: Administrative Assistant to have flex hours to accommodate members serving at different locations, time and/ or supervision of members.
- ☐ SGC/ GDOL have service events that require after hours, weekends and holidays. Potential programs are required to provide service with members and community volunteers as stated on the contract, indicate what plans you have in place to address this requirement? Calendar to be provided.
- ☐ SGC/ GDOL require full attention to the AmeriCorps Program and does not recommend for Program Director and Administrative staff for outside employment. Indicate how you will address this requirement.
- ☐ Budget requirements for AC Program personnel will be advised what ceiling amount to use for salaries under CNCS share, additional increase of salaries may be matched by parent organization.
- ☐ The Corporation for National Community Service requires National Sex Offender Public Registry (NSOPR) statewide criminal history checks are performed upon selection and prior to first day and enrollment/service of members, staff or supervisors.
- ☐ SGC/ GDOL require all organization to follow its OMB Circulars and GovGuam Travel Regulations which will require all receipts to be submitted as well as presentation of workshop attended to be submitted with Periodic Expense Report (PER).
- ☐ SGC/ GDOL require all programs to submit budget modification for approval before any transfer of budget line item.



- ❑ SGC/ GDOL require organizations to put in place, Policies and Procedures to indicate how many hours to be served by members and on member contracts;

Example: FTE = 32 hrs. Weekly in order to complete 1700 hrs. at the end of their service.

HT = 16 hrs. Weekly in order to complete 900 hrs. at the end of their service.

A: Post service schedule for members indicating time for service by week/ month/ year and submit with monthly Periodic Expense Report (PER)

B: Address on policies and procedures; failure to show or call on days scheduled with to result as follows;

1. First letter of warning to determine cause and corrective action.
2. Second letter or warning to warrant suspension.
3. Third letter of to terminate member contract and exit out of eGrants.
4. Program Director and members must sign and included on contract.

Once you have a clear vision of these answers and you see that an AmeriCorps program fits well in your organization, you should be ready to address the more specific aspects of this application process. The 2011AmeriCorps State Formula Grant Application Instructions for Programs will outline the necessary information to prepare a complete 2011AmeriCorps grant application which is due no later than 5:00 p.m., Wednesday, March 21, 2012.

HOW WILL YOUR MEMBERS BE PLACED?

Program should partner with other agencies, schools, faith based or nonprofit organizations in their communities to support member placements. Such partners might include schools, volunteer center, faith-based organizations, local or state governments, service organizations or colleges and/or universities. As you design your program, make sure to think about what having a minimum of two organizations in your community that may want to host your AmeriCorps members. SGC requires a Memorandum of Agreement (MOA) for members who are serving in difference locations to be signed by all parties to include SGC/ GDOL prior to implementation.

WHAT ARE THE AMERICORPS FUNDING PRIORITIES IN GUAM?

The Commission would consider funding any high-quality program that addresses Education, Healthy Futures, Opportunity, Environmental Stewardship, Veterans, and Disaster Services. Each applicants must demonstrate their statement of need either through a community needs assessment or independent research and documentation. Programs must develop a culture of civic engagement for members, who participate, and demonstrate how they will strengthen communities by actively recruiting non-AmeriCorps member volunteers.



Who is Eligible to Apply for AmeriCorps Funding?

New Applicants: SGC/ GDOL encourage the development of innovative programs operated by partnerships new to the AmeriCorps family and in communities that have not previously utilized AmeriCorps resources. New applicants are defined as those in which the partnership has not previously operated an AmeriCorps program.

Check List for Existing Serve Guam AmeriCorps Programs will be reviewed as part of the selection process:

- ☐ Current AmeriCorps programs must submit a new application.
- ☐ Submit a complete one-page summary describing program impact and accomplishments for the current grant.
- ☐ Provide copies of any evaluation completed on the program in the last three years.
- ☐ Assure and certify that the commission has received all monthly reports; Hard Copy and eCopy; GAPS; Theory of Change Maps and Modules; eGrant on a timely manner and as required on contract.

- ☐ Assure and Certify that all Hard Copy and eCopy; GAPS; Theory of Change Maps and Modules; eGrant and related activity has been submitted monthly as required on contract as follows:
 - eGrant; Enrollment/ Retention and Exit of members and entry of service hours within 30 days and monthly summary of Member Time Log summary.
 - AmeriCorps Member and Program Management required supporting documents are submitted.
 - Periodic Expense Reports (PER); Hard Copy and eCopy; GAPS; Theory of Change Maps and Modules and other supporting documents as required on contract and is current at the time of submission.
 - Previous site visit reports
 - Financial reports
 - Risk Assessment

Systems for improving known deficiencies in any of these areas should be addressed in the program narrative.



What is the 2012 AmeriCorps Grant Parameters?

Funding Availability: AmeriCorps funding is made available to Guam through formula funds. SGC receives these funds from the Corporation through a population-based allocation of funds set-aside for Territories. SGC has approximately \$160,000 dollars available for a successful program under this application.

Grant Size Limits: AmeriCorps grants are calculated by multiplying the number of member-service years (MSY) AmeriCorps members by the cost per MSY. Please note that Guam AmeriCorps members are NOT eligible for unemployment compensation.

Minimum Program Size: In order to provide member positions in quantities that make an impact on the identified community need, SGC policies require that applicants request no fewer than 10 full-time MSY, AmeriCorps members, as part of their applications.

Grant Period: Grants awarded through this particular selection process will support a twelve (12)-month program year anticipating to start May 1, 2012, and to end April 30, 2013. The Corporation and SGC/ GDOL provides funding for a one-year grant period (one year at a time), with demonstrated success toward achieving program objectives. This application must include proposed activities and a detailed proposed budget for the *program objectives within this Program period*.

Expansion Funding: Applicants should be advised there is no expansion opportunity. Applicants should not assume they can expand Program operations in the grant cycle.

AmeriCorps Funding Opportunities Available for PY2012: Operating Grants.
Operating grants support fully developed plans to implement a new or existing AmeriCorps program. Applicants interested in applying for an operating grant should review;

Match Waiver: consistent with Title 48 U.S.C. 1469a, and Federal Register / Vol. 64, No. 70 /. Dated Tuesday, April 13, 1999 / Notices; the Governor's Serve Guam Commission has requested the waiving of CNCS match requirements for the commission administrative grant.



**PY 2011 – 2012 AmeriCorps Application
Review Process and Selection Criteria
AmeriCorps Grant Application Timeline**

2012

Feb. 22, 2012	(Wed)	Request for Proposals (RFP) packets available online at www.dol.guam.gov and at SGC office located at the GCIC Building, 2nd Floor, Room 205.
Feb. 24, 2012	(Fri)	REQUIRED attendance: Community Outreach Session on Friday, Feb 24, 2012, at 10:00 a.m. – 12:00 p.m., GCIC Building, 4 th Floor Conference Room. [RFP packet available to attendees.]
Feb. 24, 2012	(Fri)	REQUIRED Attendance: Technical Assistance Workshop at 1:00 p.m. – 3:00 p.m., Theory of Change; Narrative/ Performance Measures/ Budget), GCIC Building, 4 th Floor Conference Room. [RFP packet available to attendees.]
March 7, 2012	(Wed)	Deadline to submit written Questions (Online) - Wednesday, March 7, 2012, at 10:00 a.m. Response will be provided to all applicants. serveguam_rfp@dol.guam.gov
March 21, 2012	(Wed)	Grant Application Due. <u>SGC office must receive hard copies of application, and one thumb drive of application no later than 5:00 p.m. on Wednesday, March 21, 2012.</u>
March 22, 2012	(Thurs)	GDOL/ SGC Program Review Committee receives potential applicant packets on Thursday, March 22, 2012, at 10:00 a.m., GCIC Bldg., 3rd Floor Conference Room.
March 30, 2012	(Fri)	GDOL/ SGC Program Review Committee turn in Final Evaluation Scores and all other documents on Friday, March 30, 2012, at 12:00 p.m. to the Serve Guam! Commission office.
April 2, 2012	(Mon)	SGC Program Management Committee (PMC) meeting on Monday, April 2, 2012, at 11:30 a.m., GCIC Bldg., 4 th Floor Conference Room to submit RFP recommendation to Executive Committee.
April 3, 2012	(Tues)	SGC Executive Committee meeting on Tuesday, April 3, 2012, at 11:30 a.m., GCIC Bldg., 3 rd Floor Conference Room to evaluate and discuss recommendations of Program Management Committee (PMC)
April 4, 2012	(Wed)	Board of Commission Special Meeting - Serve Guam! Commissioners' to meet to vote on recommendations on Wednesday, April 4, 2012, at 11:30 a.m., GCIC Bldg., 4 th Floor Conference Room.
April 4, 2012	(Wed)	Applicants will be notified of their applications' acceptance or non-acceptance; possible negotiations on Thursday-Friday, April 4, 2012, at 1:00p.m., GCIC Bldg., 4 th Floor Conference Room.
April 5, 2012	(Thurs)	First meeting with selected program: final applications on eGrant, recruitment, and what to expect. Thursday, April 5, 2012, at 10:00 a.m., GCIC Bldg., 2 nd Floor Suite 205, Serve Guam! Commission Office.
April 5, 2012	(Thurs)	Grant application must be entered online in eGrant in final form. (Technical assistance available). Friday, April 5, 2012, at GCIC Building, 2nd Floor, Room 205.

[Dates are subject to change with the number of potential applications submitted].



Potential Applicants:

- ☐ Applications will be reviewed and checked off by the SGC staff for completeness.
- ☐ Review and submit supporting documents as required.
- ☐ Review **2012 Serve Guam! AmeriCorps – State Formula Grant Application Instructions for Guam and 2012 State and National Application Instructions** for a list of funding priorities and AmeriCorps grant selection criteria.

Receipt and Handling of Proposals:

- (1) **Registration.** Proposal(s) and modification(s) shall be time-stamped upon receipt and kept in a secured place until the due date and time. Proposal(s) shall be opened by at least two authorized officials. They shall not be opened publicly and their contents shall not be disclosed to unauthorized persons. A Register of Proposal shall be established and include the name of each offerors, the number of modifications, if any, and a description sufficient to identify the service(s) offered. The Register shall be opened to public inspection **only** after award of contracts. Proposals not awarded contracts shall not be opened for public inspection.
- (2) **Request for Nondisclosure of Data.** If offerors selected for award has a written request for nondisclosure of identified trade secrets or proprietary data, the head of the agency or his designee shall examine the request as to its validity prior to negotiations. If the parties do not agree as to the disclosure in the contract, the agency shall inform the offerors in writing what portion will be disclosed, and that, unless the proposal is withdrawn or protested under 5 GCA, Ch 4, Art. 9, the proposal will be so disclosed.

How are RFP's Reviewed:

Peer Review Committee:

- ☐ Are conducted by commissioners, local stakeholders and community individuals. Review worksheets and are ranked and rated by scores for high quality and compliance with all requirements.

Program Management Committee:

- ☐ Submit recommendations to the Executive Committee for review before final approval by the Board of Commission.

Executive Committee:

- ☐ Review recommendations and submit to SGC Board members of the commission.

SGC Board of Commission:

- ☐ Board of Commission members meet and approval is given to submit applications to the Corporation for National and Community Service (CNCS).

Corporation for National and Community Service:

The Corporation for National and Community Service determines and approves potential applicants applications, after their review, will provide to the Governor's Serve Guam! Commission the Notice of Grant Award.



Theory of Change - Performance Measures

REFERENCE: Theory of Change, Best Practice Example – AmeriCorps

Guam applicants for AmeriCorps funding must complete six sets of aligned NEEDS and SERVICE ACTIVITIES PERFORMANCE MEASURES, focusing on all areas of direct service.

Therefore, Applicants are required to submit:

All six strategic initiatives; EDUCATION, CLEAN ENERGY/ENVIRONMENT, HEALTHY FUTURES, VETERANS, OPPORTUNITY, and HOMELAND SECURITY

- ☐ COMPELLING COMMUNITY NEED
- ☐ NEEDS ASSESSMENT
- ☐ DOCUMENTATION
- ☐ MEMBER ACTIVITIES
- ☐ MEASURABLE OUTPUTS and OUTCOMES

PROGRAM DESIGN AND COMPLETING PERFORMANCE MEASURES

Creating performance measures is a critical part of AmeriCorps program design. Applicants should:

- Think through each of the different activities AmeriCorps members will engage in.
- Identify the likely impact or change that will result from those activities; and
- Determine how to best measure those results.

SGC strongly encourages your organization to plan and develop your performance measurement program based upon the Theory of Change Model. Once you have mapped out your grant design, decide what is important to measure. Please be selective and do not measure every activity. Decide what you want to measure and focus your attention on key needs and service activities that make sense for your organization and its mission. Use the Theory of Change Model plan and performance measurement worksheets early in the process of completing your application, as experience indicates well-constructed performance measures are essential to a quality application. SGC/ CNCS may require additional performance measures reporting.

SGC requires that for each MSY you receive, members will need to recruit two community volunteers to join members in service over the contract period. (Submit the list of community volunteer names to the commission).

SGC requires your organization to recruit two organization community volunteers to join your organization and members in service over the contract period. (Submit the list of organization's volunteer names to the commission).

SGC requires all six strategic initiatives in your primary service category: one common **OUTPUT** (only) on **VOLUNTEER RECRUITMENT**.

REQUIRED: Theory of Change, Best Practice Example – AmeriCorps

1. **One set of aligned NEEDS and SERVICE ACTIVITIES PERFORMANCE MEASURES**
2. **Output (only) on VOLUNTEER RECRUITMENT PERFORMANCE MEASURES**



Instructions for the 2012 AmeriCorps Application

1. All interested organizations applying for a new AmeriCorps Program should review the *2012 Serve Guam! AmeriCorps – State Formula Grant Application Instructions for Guam and 2012 State and National Application Instructions*.

NOFO:

http://www.americorps.gov/for_organizations/funding/nofa_detail.asp?tbl_nofa_id=83#FAQ

This Notice of Federal Funding Opportunity (Notice) should be read together with the AmeriCorps regulations 45 CFR Sections 2520 – 2550 and the Application Instructions.

1. Attend the **REQUIRED Community Outreach Session** (COS) provided and the **Technical Assistance Workshop**, to ensure proper completion of the AmeriCorps Grant application. The COS and Technical Assistance Workshops

☐ Friday, February 24, 2012 - 10:00 a.m. – 12:00 p.m.
GCIC Building, 4th Floor, Conference Room

☐ Friday, February 24, 2012 - 1:00 p.m. – 3:00 p.m.
GCIC Building, 4th Floor, Conference Room

☐ Deadline to submit written Questions – Wednesday, March 7, 2012, at 10:00 a.m. Response will be provided to all applicants.

SGC WILL ONLY ACCEPT GRANT APPLICATIONS FROM ORGANIZATIONS THAT HAVE PARTICIPATED IN THE COMMUNITY AND TECHNICAL ASSISTANCE MANDATORY WORKSHOP.

Grant Application Due. SGC office must receive original, one set of hard copy of proposal and a copy onto one (1) thumb drive of proposal. All applications are to be submitted no later than **5:00 p.m. on Wednesday, March 21, 2012.** Serve Guam! Commission office: GCIC Building, 2nd Floor, **[NO APPLICATIONS WILL BE ACCEPTED AFTER THE DEADLINE].**

Applicants approved by the Serve Guam! Commission will be contacted on Thursday-Friday, April 5-6, 2012, possible acceptance or non-acceptance and negotiations.

Applications are entered online in the eGrant system in final form on Monday, April 9, 2012. Instructions for eGrant submission, training and technical assistance will be available to applicants once notified of acceptance.

For more information, contact SGC Program Manager, Doris Aguon or Program Officer, Darrel Wilkerson at Serve Guam! Commission, Governor's Commission on National & Community Service, Guam Department of Labor – 2nd Floor, Suite 205, GCIC Building Hagatna, Guam 96910 -

Phone: 475-7081/ 2/ 7073 - Fax: 475-7045 mail: <serveguam_rfp@dol.guam.gov>, Website: www.dol.guam.gov



GDOL/ SGC ASSURANCE AND CERTIFICATIONS:

PARENT ORGANIZATIONS ASSURANCE and CERTIFICATIONS:

NOTE: Sign this form and include in the application.

SIGNATURE: By signing this assurances and certification page, you certify that you agree to perform all actions and support all intentions in the Assurances and Certification section.

ORGANIZATION NAME: _____

PROGRAM NAME: _____

NAME & TITLE OF AUTHORIZED REPRESENTATIVE: _____

Signature: _____

Date: _____

NAME & TITLE OF LEGAL REPRESENTATIVE: _____

Signature: _____

Date: _____

NAME & TITLE OF CERTIFYING OFFICER: _____

Signature: _____

Date: _____



NOS.	REFERENCE	The Seven Certifications
1	5 GCA§ 5426, Art.,9 Website: http://www.guamopa.com/docs/5GCAArticle9	Authority to Debar or Suspend
2	Executive Order No. 95-29 http://hr.doa.guam.gov/	Drug-Free Workplace
3		Lobbying Activities
4	9GCA, Ch.25	Sex Offender Registry National Sex Offender Registry Provision (NSORP)
5		FBI Fingerprint
6	21 GCA § 63105 5GCA, Ch. 5, Art. 11.A, Sect. 5628 & 5632	Conflict of Interest
7	5GCA, Art13 Section 5801/02	Wage and hour rates



The parties agree to the following sections to comply with the Government of Guam Procurement Rules and Regulations:

SECTION XIV. GOVERNING LAW

The laws of Guam shall govern the validity of this Contract and of any of its terms or provisions, as well as the rights and duties of the parties to this Contract.

SECTION XV. RESTRICTIONS ON SEX OFFENDERS

The Grantee warrants that no person in its employment who has been convicted of a sex offense under the provisions of Chapter 25 of Title 9 of the Guam Code Annotated, or of an offense defined in Article 2 of Chapter 28 of Title 9 of the Guam Code Annotated, or who has been convicted of an offense with the same elements as heretofore defined in any other jurisdiction, or who is listed on the Sex Offender Registry shall provide services on behalf of the Grantee while on Government of Guam property, with the exception of public highways. If any employee of the Grantee is providing services on government property and is convicted subsequent to an award of a contract, then the Grantee warrants that it will notify the Grantor of the conviction within twenty-four hours of the conviction, and will remove immediately such convicted person from providing services on government property. If the Grantee is found to be in violation of any of the provisions of this paragraph, then the Grantor will give notice to the Grantee to take corrective action. The Grantee shall take corrective action within twenty-four hours of notice from the Grantor, and the Grantee shall notify the Grantor when action has been taken. If the Grantee fails to take corrective steps within twenty-four hours of notice from the Grantor, then the Grantor, in its sole discretion may suspend temporarily any contract for services until corrective action has been taken.

SECTION XVI. EFFECTIVE DATE OF AGREEMENT

This Contract shall take effect upon the date it is signed by the Governor of Guam and the date of this Contract shall be the date upon which the Governor of Guam affixes his signature.

SECTION XVII. GOVERNMENT NOT LIABLE

A. The Grantor assumes no liability for any accident or injury that may occur to the Grantee, his or her agents, dependents, or personal property while en route to or from worksite or during any travel mandated by the terms of this Contract.

B. The Grantor shall not be liable to the Grantee for any work performed by the Grantee prior to the approval of this Contract by the Governor of Guam and the Grantee hereby expressly waives any and all claims for services performed in expectation of this Contract prior to its approval by the Governor of Guam.

SECTION XVIII. SEVERABLE PROVISIONS

If any provision of this agreement shall be deemed by a court of competent jurisdiction to be invalid, then such provision shall be deemed stricken from the agreement and the agreement shall be enforced according to its valid and subsisting terms and provisions.

